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LISTING OF THE CLAIMS

- 1 1. (Canceled)
- 1 2. (Canceled)
- 1 3. (Canceled)
- 1 4. (Canceled)
- 1 5. (Canceled)
- 1 6. (Canceled)
- 1 7. (Canceled)
- 1 8. (Canceled)
- 1 9. (Canceled)
- 1 10. (Canceled)
- 1 11. (Canceled)

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1 12. (Presently Amended) A method for alerting a
2 calling party of a delay before an incoming call will be answered
3 by a user of a called wireless handset, comprising the steps of:
4 answering the incoming call by the wireless handset in
5 response to a predefined amount of movement in a physical
6 location of the wireless handset as detected by the wireless
7 handset when the telecommunication terminal is not engaged in
8 another call with the predefined amount of movement occurring
9 after the incoming call is received by the wireless handset;
10 muting an audio path of the answered call from
11 communication with the user; and
12 transmitting a message that is selected by the user to
13 the calling party.

1 13. (Original) The method of claim 12 further
2 comprises the step of maintaining the incoming call from the
3 calling party with the audio path muted to the user; and
4 allowing audio communication by the user with calling
5 party in response to another input from the user.

1 14. (Original) The method of claim 12 further
2 comprises the step of terminating the incoming call after
3 transmission of the message.

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1 15. (Original) The method of claim 12 wherein the
2 message is an audio message and the audio message is
3 transmitted via the audio path to the calling party.

1 16. (Original) The method of claim 15 further
2 comprises the steps of receiving a time specifying the delay;
3 and
4 inserting the time into a predefined message.

1 17. (Original) The method of claim 16 wherein the
2 step of inserting comprises converting the time to audio
3 information for insertion into the predefined message.

1 18. (Original) The method of claim 17 further
2 comprises the step of recording the predefined message.

1 19. (Original) The method of claim 12 wherein the
2 message is a text message.

1 20. (Original) The method of claim 19 further
2 comprises the steps of receiving a time specifying the delay;
3 and
4 inserting the time into a predefined message.

1 21. (Original) The method of claim 19 wherein the
2 transmission of the text message is via a text messaging link.

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1 **22. (Original) The method of claim 20 further**
2 **comprises the step of entering the predefined message.**

1 **23. (Canceled)**

1 **24. (Canceled)**

1 **25. (Canceled)**

1 **26. (Canceled)**

1 **27. (Canceled)**

1 **28. (Canceled)**

1 **29. (Canceled)**

1 **30. (Canceled)**

1 **31. (Canceled)**

1 **32. (Canceled)**

1 **33. (Canceled)**

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1 34. (Presently Amended) A processor-readable
2 medium for alerting a calling party of a delay before an
3 incoming call will be answered by a user of a called wireless
4 handset, comprising processor-executable instructions
5 configured for:

6 answering the incoming call by the wireless handset in
7 response to a predefined amount of movement in a physical
8 location of the wireless handset as detected by the wireless
9 handset when the telecommunication terminal is not engaged in
10 another call with the predefined amount of movement occurring
11 after the incoming call is received by the wireless handset;

12 muting an audio path of the answered call from
13 communication with the user; and

14 transmitting a message that is selected by the user to
15 the calling party.

1 35. (Original) The processor-readable medium of
2 claim 34 further comprises maintaining the incoming call from
3 the calling party with the audio path muted to the user; and
4 allowing audio communication by the user with calling
5 party in response to another input from the user.

1 36. (Original) The processor-readable medium of
2 claim 34 further comprises terminating the incoming call after
3 transmission of the message.

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1 37. (Original) The processor-readable medium of
2 claim 34 wherein the message is an audio message and the
3 audio message is transmitted via the audio path to the calling
4 party.

1 38. (Original) The processor-readable medium of
2 claim 37 further comprises receiving a time specifying the
3 delay; and
4 inserting the time into a predefined message.

1 39. (Original) The processor-readable medium of
2 claim 38 wherein the inserting comprises converting the time to
3 audio information for insertion into the predefined message.

1 40. (Original) The processor-readable medium of
2 claim 39 further comprises recording the predefined message.

1 41. (Original) The processor-readable medium of
2 claim 34 wherein the message is a text message.

1 42. (Original) The processor-readable medium of
2 claim 41 further comprises receiving a time specifying the
3 delay; and
4 inserting the time into a predefined message.

1 43. (Original) The processor-readable medium of
2 claim 41 wherein the transmission of the text message is via a
3 text messaging link.

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1 **44. (Original) The processor-readable medium of**
2 **claim 42 further comprises entering the predefined message.**

1 **45. (Canceled)**

1 **46. (Canceled)**

1 **47. (Canceled)**

1 **48. (Canceled)**

1 **49. (Canceled)**

1 **50. (Canceled)**

1 **51. (Canceled)**

1 **52. (Canceled)**

1 **53. (Canceled)**

1 **54. (Canceled)**

1 **55. (Canceled)**

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1 56. (Presently Amended) An apparatus for alerting a
2 calling party of a delay before an incoming call will be answered
3 by a communication terminal, comprising:

4 means for detecting the incoming call while the
5 communication terminal is not engaged in another call;

6 means for detecting movement in a physical location
7 of the communication terminal with the detected movement
8 occurring after the detection of the incoming call; and

9 means for transmitting a message to the calling party
10 upon detection of the incoming call and movement.

1 57. (Original) The apparatus of claim 56 wherein the
2 means for transmitting comprises means for sending a textual
3 message.

1 58. (Canceled)

1 59. (Canceled)

1 60. (Original) An apparatus for implementing the
2 steps of claim 12.

1 61. (Canceled)

1 62. (Canceled)

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1 63. (Canceled).

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